

Case 6:15-cv-06651-MAT Document 2-1 Filed 10/28/15 Page 2 of 2

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any)
was received by me on (date) 11-2-15

Acclaim Health Plan, Inc.

I personally served the summons on the individual at (place) _____

on (date) _____ ; or

I left the summons at the individual's residence or usual place of abode with (name) _____

, a person of suitable age and discretion who resides there,

on (date) _____ , and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) Lebbie Ambrosia , who is
designated by law to accept service of process on behalf of (name of organization)

Acclaim Health Plan, Inc. on (date) 11-2-15 11:20 am ; or

I returned the summons unexecuted because _____ ; or

Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 11-4-15

Shey Smith

Server's signature

Shey Smith Process Server

Printed name

*15 EXCHANGE BLVD.
SUITE 200
ROCHESTER, NY 14614*

Server's address

Additional information regarding attempted service, etc:

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NEW YORK

Civil Number: 15-CV-6651
Date Filed: 10/28/2015

Plaintiff(s):

LOUANN MALTA, Individually and on behalf of All Others Similarly Situated

vs

Defendant(s):

EXCELLUS HEALTH PLAN, INC., and LIFETIME HEALTHCARE, INC.

STATE OF NEW YORK

COUNTY OF MONROE SS.:

SHEY SMITH, the undersigned, being duly sworn, deposes and says that I was at the time of service over the age of eighteen and not a party to this action. I reside in the State of New York.

On 11/2/2015 at 11:20 AM, deponent served the within **SUMMONS IN A CIVIL ACTION; CLASS ACTION COMPLAINT** on **EXCELLUS HEALTH PLAN, INC.** at **165 COURT STREET, ROCHESTER, NY 14642** in the manner indicated below:

By delivering a true copy of each to and leaving with **DEBBIE DAMBROSIO, LEGAL ADMINISTRATION** who stated he/she is authorized to accept service on behalf of the corporation/government entity.

Description:

Gender: **FEMALE** Race/Skin: **CAUCASIAN** Age: **36 - 50 Yrs.** Weight: **131-160 Lbs.** Height: **5' 4" - 5' 8"** Hair: **BLACK** Glasses: **NO** Other:

Subscribed and Sworn to before me on 11/4/2015.



Nichole S. Cotton
Notary Public, State of New York
No. 01CO6293030
Qualified in Monroe County
Commission Expires 11/18/2017



SHEY SMITH

Job #: 38984